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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313
on March 14, 2005

Date of Deposit

Steven P. Shurtz, Reg. No. 31,424

Name of applicant, assignee or
Registered Representative

/Steven P. Shurtz/

Signature
March 14, 2005

Date of Signature

Case No. 1391/1532

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

SONYA S. JOHNSON ET AL.

Serial No.: 10/024,631

Examiner: A. Corbin

Filed: December 17, 2001

Group Art Unit: 1761

For: METHOD AND PRODUCT FOR
ACCELERATING ABSORPTION
OF MEDICAMENTS THROUGH
ORAL MUCOSA

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated
December 14, 2004 of the Examiner finally rejecting Claims 1-22 and 25-38.

The item(s) checked below are appropriate:

03/18/2005 ZJUHAR1 00000017 10024631

500.00 OP

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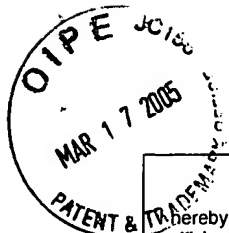
1. ☐ An extension of time to respond to the final rejection was granted on _____ for _____ month(s).
2. ☐ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
3. ☒ Fee (\$500)
☒ Enclosed
☐ Not required (Fee paid in prior appeal)
☐ Charge to Deposit Account No. 23-1925 (One additional copy of this Notice enclosed herewith)
☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
4. ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Dated: March 14, 2005

/Steven P. Shurtz/
Steven P. Shurtz
Registration No. 31,424
Attorney for Applicants

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, IL 60610
(312)321-4200
Direct Dial (801) 444-3933



1761 / *FW*

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: March 14, 2005 Name: Steven P. Shurtz Signature: /Steven P. Shurtz/

**BRINKS
HOFER
GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: **SONYA S. JOHNSON ET AL.**

Appln. No.: **10/024,631**

Filed: **December 17, 2001**

For: **METHOD AND PRODUCT FOR
ACCELERATING ABSORPTION OF
MEDICAMENTS THROUGH ORAL
MUCOSA**

Examiner: **A. Corbin**

Art Unit: **1761**

Attorney Docket No: **1391/1532**

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Notice of Appeal
- ☒ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____ . A copy of this Transmittal is enclosed for this purpose.
- ☒ Payment by credit card in the amount of \$500.00 (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

March 14, 2005
Date

/Steven P. Shurtz/
Steven P. Shurtz (Reg. No. 31,424)